IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.18281 of 2008
UMAR ANSARI
Versus
THE STATE OF BIHAR
---

2. 16.5.2008. The petitioner who happens to be the husband of the complainant is sought to be prosecuted in Complaint Case No.787C of 2006 registered under Sections 498-A I.P.C. and Section 4 of the Dowry Prohibition Act.

The allegation against the petitioner is that one year after the marriage a sum of Rs.10,000/- and a she-buffalo were demanded as post marital dowry and for the non fulfillment thereof she was tortured and subjected to cruelty.

WEB COPY NOT OFFICIAL

It has been submitted on behalf of the petitioner that soon after her marriage the complainant returned to her maika and she was never permitted by her father to return to her sasural notwithstanding several attempts for the same as the father-in-law of the petitioner and the complainant were interested to keep the petitioner as Ghar Jamai. On one occasion, the complainant had run away from the marital home with ornaments and for the same the father of the petitioner had filed Complaint Case No.449 of 2006 on 26.7.2006 and wherein cognizance has been taken against the complainant of the instant case as also her parents. On this premise, it has been submitted that the instant case is a counter blast to the earlier case filed by the father of the petitioner herein.

In the facts and the circumstances of the case, in the event of arrest or surrender in the court below by the petitioner, Umar

Ansari, within three weeks from today, he shall be released on bail on furnishing bail bond of Rs.10,000/-(Rupees Ten Thousand) with two sureties of the like amount to the satisfaction of the learned Sub Divisional Judicial Magistrate, Saharsa in connection with Complaint Case No.787C of 2006 subject to the conditions laid down in Section 438(2) Cr.P.C.

(Abhijit Sinha,J)

P.S.

WEB COPY NOT OFFICIAL